G R S 58]

Previous references

Ex 28-02

Later references

1903-04
(Education)

File No 89

Serial Nos 1 - 3

GENERAL AND REVENUE SECRETARIAT

Serial Nos 1 ——— 3

Major **Part B for** April 1904

SUBJECT

Alterations in the Rules of the Mysore Local Service Examination regarding the Excise ~~Dept~~ Rules

---

Ex 362 6956/278 4-3 04

From the Excise Commr Mysore

Solicits that the exception to Clause 2 para 8 of the Local Service Examn Rules, published in Notfn No 788, dated 11-8-03, may be extended to Excise Officials, drawing Rs 10 and above.

GPB—10 000—28 8 15

2 — G 5182 12-4-04

To the Compiler NI G

forwards for publication a Notification

with necessary alterations

3 — G 5207-17 4-4-04
G F 349-92

To the Excise Commr.

To the Comptroller

To the D.C.s

in Mysore

forwarded Copies of the above Notfn.

Indexed

Abstracted

JV 04

Letter from Secretary to the Board of Examiners dated 22 Oct 1904/07
& 20 Dec 1902

"From the Secretary to the Board of Examiners

In the above letter, the Sec'y to the Board of Examiners submits for the approval of the Govt & for publication in the Gazette, a draft of rules consolidating all the amendments effected since the publication of the rules of 15/5/93 and incorporating certain changes in the syllabus now proposed by the Professors or rendered necessary by the passing of new Regulations

2 the letter & 19/4/07 from
the Sec'y & the Board
explains fully the changes
now proposed for the first
time but does not refer to
the ~~change~~ new Exs in the
Law of Practice & Procedure
which seems to be intended
for those who have passed
the BL Exs & who choose
to become ~~Advocates~~

Letter & 12/2/02 proposes
certain changes in the
Syllabus for Rev & Exam Exs

3 The draft Report sent up
by the Sec'y to the Board
may be approved with
the following reservations

I Rule I of the Report

In the Syllabus for the
Rev Exs x chap VI of the x Examns

3

Rev Manual is included
The appendices & this
chapter contain a good deal
of historical matter which
however necessary
Rev ought is not essential
for a pleader
In him perusal of
"chaps V & IX of the
Rev Manual" proposed in
the letter from the Sec & the
Board, "Chaps I & IX of the
Rev Manual omitting
appendices II & V of chapt VI"
The appendices
& the other chapters may
be included
chap I of the Rev Manual
corresponds & the old
Study Manual which
has been omitted in the

Present Syllabus

II Rule 1 Syllabus
for cand, 9 col & Forest
Exs

Since the ~~sub~~ receipt of
the 1st letter from the Lord to the
Board, the Evidence Act
has been amended by
Regn no VIII of 1901 & this
will have to be noted wherever
this Act is mentioned

Similarly the Code of
Civil Procedure has been
amended by Regn no VI of 1901
& this has to be noted in the Syllabus

The Forest Regulation (XI of 1900
has been amended by Regn no IX
of 1901 & this has to be
noted in the Syllabus

III Wards & Wards

b' 1

III There are a number of mistakes in the references to the several rules in the Draft-Notifn because the rules have been renumbered but the refs to the rules have not been revised These will have to be carefully revised

IV Wherever the word "Province" in "Mysore Province" occurs, it will have to be replaced by "State"

4) So far as I have examined, all the amendments hitherto sanctioned by Govt to the Rules of 15/5/93 have been incorporated in the Draft Notifn

have been made to

Sent up

5/ In the Madras Rule

the ref to subsequent

amendments of Regulations

& Acts are rendered unnecessary

as there is a general rule

that "Regns, Acts &c

prescribed under any Act

shall be subject to such

interpolations, amendments

or alterations as may from

time to time be made, according

as the law may be changed

or as Govt may direct &

Candidates shall be expected

to be acquainted with all

such alterations provided they

have been published or notified

not later than 6 months from the

date of the Exn"

24/2/02

This may be advantageously added here

H

7 Submitted to the D Swan 03

I think that the question may be considered along with the notes already submitted with the file (& pending) disposed once for all

The present ~~clean~~ proposals however are on non-controversial matters & may also be dealt with separately.

27/2/1902

Read
27 2 02
3 5 7
4 5 6 Here may be furnished with the suggestions of the Asst Secretary embodied - the other matters may be on a memorandum

10 IV 02

The Rules of the Imperial Land Service and Pleaders Examinations were published with certain modifications

The Excise Commr now brings to notice that the Methylated Spirits Act XVI of 1863 as extended to Burma by Regulation II of 1865, and Rules framed thereunder have been omitted in the list of subjects prescribed for the Excise Exam and requests that the following be substituted —

(1) Excise Regulation V of 1881 as amended by Regulation IV of 1902 and Rules framed thereunder.

(2) The Methylated Spirits Act XVI of 1863 as extended to Burma by Regulation II of 1865 and rules framed thereunder

(3) Opium Act I of 1878 and Rules framed thereunder

Sub Act XVI was omitted in the list of subjects as per letter from the Secy Board of Examiners Please see reference marked

8/6
18/11/02 Subd to Secy

Act XVI of 1863 (the Methylated Spirits Act) was included in the original list of subjects for the Excise Examination communicated in No 1894-8 / G 349-92 Secy Board of Examiners dated 15th May 1893 — The Chief Comr in recommending the subjects in their letter No 207/6 dated 12th Feby 1902 omitted this Act without assigning any reason The Excise

Excise Comrs proposal to re-publish the subject of the Excise Examination '03 including therein the Methylated Spirits Act may be approved

4/3/03

Please put up a copy of the Methylated Spirits Act & the rules thereunder

5/3/1903

Circ with copies of the Act

It does not appear that any Rules were framed under the Act, but the Excise Comrs may be asked on that point

7/3/03

Ascertain by d/o letter

6/3

D/f sent to Excise Comrs

11/3/03

In reply to the D/O of 11.3.03, the Excise Comrs to refers this office, Note

No 12978-9 d 27-1-93

R 7208-92

under which the rules above
repd to, are published
A pamphlet copy of the notice is
put up -

The omission in the recently published Syllabus
of the Methylated Spirit
Regulation and rules there-
under, is an act for which
the office of the Secretary
to the Board of Examiners
is responsible

Before accepting the present-
proposal of the Excise Comrs,
may it not be better
to ascertain from the
Board of Examiners the
grounds for the removal
of the Regn from the list
of subjects for Excise Exn
and their views for
its inclusion again in the list,
as proposed by the Ex Comrs?

A draft in accordance
with the above is put up.

Issue the draft

7/6/03

7/6/03

In reply to this Office query
ø (A) contained in No 17352 d 9-6-03
S 7349-92
the Secy to the Board of
Examiners states that-
the omission in the Syl
labus of the words "Act
XVI of 1863 as extended to
Mysore by Regn II of 1883
⊗ B and Rules thereunder"
was due to an oversight
and that the mistake
may now be rectified
by issuing an adden-
dum - This correction
may now be rendered
along with certain other
amendments proposed
by the Board (No 206 & 2630
The amendment pro-
posed in No 206-E d 26-3-
relates to Rule 8, of the
Examination Rules pub
lished under Govt Notn
No 17884 - G. F 349-92 d 8th
may 1902 The reason for
the substitution of the

In the old Syllabus this ~~Chapter~~ Regn formed one of the sub-jects but in the present one, this Regn was omitted Please see F & C (marked portion)

the amended rule in place of the existing one, is said to be due to the fact that the old rule is not properly understood by the examinees and they keep making all sorts of references as to its application - It is believed that the new rule will, if introduced, remove all doubt and become clear -

A Statement showing in juxta position the old and the new rule (proposed) is submitted for facilitating comparison -

A draft approving both the suggestions above noted is put up -

Submitted with draft

30-7-03

31/7/03

The Dewan

12013/5 VIII 03

Yes - (As a consolation prize I was selected by Sen 2 - very early I am not sure about this)

Medical which has taken place in this case matters not objectionable 6 VIII 03 - should be explained there is nothing [illegible]

Mr Prakasam Standing Counsel writes to another pleader of this Court

6 VIII 03

'3

Early 13

I do not think it is a Council matter. It is merely an executive Dept^{t} order & not a measure of legislation. Let me have the draft & let me have Expl^{n} please for the delay noted & also about the Sekdar's Exn

7/8/03

P. Ker 8/8 7/8/03

Submd

The order has issued

(No 748 87 d 11 8-03)

G

The papers connected with the Shekdars Exn are probably being dealt with in the Rev Dept^{t}. May these papers be transferred to that Dept^{t} for taking the needful action.

Yes The papers are transferred to the Rev Branch, for report to the Secretary as regards the Shekdars' Examination.

As regards delay, I regret there

13/8/03

was delay in my hands owing to other work -

Note (contd)

The Excise Commr in his letter No. 6956/278 of 4th March 1904, suggests that the Exception (2) to Rules 8 of the Rules of the ellpore Local Service and Pleasers' Examinations" published under Govt Notifn No. G 788 of the 11th Aug last, may be so modified as to enable Excise Officials getting a salary of between Rs 10 and Rs 15 per mensem to appear for and pass the "Excise Examination" Rule now in force allows only an Officeal whose substantive pay is not less than Rs 15/- a month

* put up in this Excise Dpr file herewith

@ Flag B in do -

The Excise Commrs letter was submitted to Secretary through the Excise Branch - and a draft Notifn "Embodying the proposed amendment" is directed to be put up

vide Offce note of Excise Dpr

As the orgl notifn referred to above, was issued from the Genl Branch draft

draft notifn 15 embodying the amend-
ment is put up for approval

ns
30/3/04

16

OFFICE OF THE DEWAN OF MYSORE
(REVENUE AND GENERAL DEPARTMENTS)

(Full Office Note)

†1 No and date of latest letter or paper
2 Catch words to show nature of subject
3 Subject to be in red and body of note in black ink

Subject †

Letter No 6956/278 dt 4/8/3/04 from the Excise Commissioner in Mysore, soliciting that clause 2 of the Exceptions to para 8 of the Mysore Local Service Examination Rules, published in Govt Notfn dt 788 dt 11/8/03, may be extended to Excise Officials drawing Rs 60 and above.

Note

Rule (4) of the Draft-rules regulating appointments & promotions in the Excise Department, approved in Govt Proceedings No 1437-8/Ex 71-97-98 dt 30/11/03 lays down that "No person shall be appointed an Excise Asst Inspector, who has not passed the Excise test of the Local Service Exams" and clause (2) of the Exceptions to rule 8 of the Consolidated Rules of the Mysore Local Service Exams, published in Govt Notfn dt 788 dt 11/8/03 provide that "Clerks, Accountants & Members of the Executive Staff employed in the Excise Department, whose substantive pay is not-

A

B

*1 Statement of case in narrative form in regular sequence of subject matter or date
2 Opinions to be stated only as supported by precedent or general rule which should always be quoted
3 Serial numbers in file &c to be always stated
4 Date so important documents referred should be given
5 Write on both sides leaving extra wide margin

less than Rs 15- per measem will be allowed to appear for the Excise Examn., irrespective, as the Excise Commissioner says, of their services or Educational qualifications

The Excise Commissioner states in his letter under reference that- "the pay of the Vattikuttakkaran* in the Taluk Office & of the Sub-Inspectors in the Excise Range Offices is between Rs 10 & Rs 15- per measem and that- it is necessary that- these Officials should have a good knowledge of Excise laws and Rules as they are expected in due course to rise to the grade of Excise Assistant Inspectors" Hence, he requests- that- these Officials, though drawing a salary less than that- prescribed by the Rules for qualifying them to appear for the Excise Examination may be allowed to do so and that- the necessary alteration to this end may be made in the Rules submitted for orders

* This Officer does the duties of an Excise Clerk in the Taluk Office.

NS 24 3 '26

The necessary alteration may be made by the proposed

alteration is / approved by / Mr. in
the Excise Dept, the necessary
amendment will have to be
effected in the form issued
from time to time by the Inspr. Genl
of Exciseman

26/3/04

Please put up a draft Note for
Embodying the proposed arrangement

28/3/04

Note Continued.

Draft Note put up But it is respectfully
submitted that it would be better to consult
the Board of Examiners in the matter and obtain
their consent to the alterations proposed, before
according sanction to the measure proposed.

Submitted
31 3 04

I do not think it necessary to
Consult the Board of Examiners
The question is whether, to improve the
opening of Excise admn a certain class
of Appeals should not be allowed to

appear for, and required ~~to~~ read,
the Excise test
Draft Wkpe are retd to
Dlwan through the 1st Comrs

31/3/04

.953
31/3/04

d Minute thereon & accompany
allocation — Abbd

31/3/04

31/3/04

16934
2 4 04

I shall think that the proc &
wkpe shd come in the Genl branch
& that the file shd form part
of the file on the subject in the Genl B
Take the Secy's instructions
& do the needful

7/4/04

Issue the Notices from the Genl Branch
from wh all Notices about
Exc are issued.

8/4/04

1 Sy 362
8 9/8/04

4

MYSORE CIV
9-MAR 1904

FROM P. Kunaraja Esqr B.A.,
Excise Commissioner
in Mysore

To B. K. Venkatava Aiengar Esqr
M.A. Secretary to the Government
of His Highness the Maharaja
of Mysore General and Revenue Dept

SECTION
FILE No

SECTION Education
FILE No 8.9 of 03-04
SL. No 1

Dated 4th
Despatched 8th
Received
General No 6956
No 278
Enclosure No

March 1904

Subject

Soliciting that the exception to Clause 2 para 8 of the Local Service examination Rules published in Notification No 788, dated 11th August 1903 may be extended to Excise officials drawing Rs 10 and above.

Excise Commissioner's Office
Dated Bangalore, 4th March 8th 1904

No 6956/278

From

D N Purnaiya Esqr B A
Excise Commissioner
in Mysore

To

B K Venkatavardiengar Esqr
Offg: Secretary to the Government of
His Highness the Maharaja of Mysore
General and Revenue departments

Sir,

Adverting to Government Notifica-
tion No G 788, dated 11th August 1903
publishing Consolidated Rules relating
to the Mysore Local Service and Pleader
examination, I have the honor to
submit that at present Clerks, account-
ants and members of the Executive
Staff employed in the Excise Department
whose substantive pay is not less
than Rs 15 per mensem are permitted
to appear for the Excise Examination
irrespective of their service or
Educational qualification

2 The pay of the Vottu Mutsaddy-

in

in the Taluk Office and of the Sub Inspec-
-tors in the Excise Range Officers is
between Rs 10 and Rs 15 per mensem
It is necessary that these officials should
have a good knowledge of Excise laws
and Rules and they are to expect to be
made Excise assistant-Inspectors
3 under the Rules passed in Govern
ment Proceedings No $\frac{\text{H } 1437\text{-}8}{\text{Ex 7 } 1\text{-}97\text{-}98}$
dated 30th November last, none who
has not passed Excise examination
is eligible to be made Excise -
Assistant-Inspectors
4 I therefore beg that the exception
alluded to in Clause 2 of para 8
of the Examination Rules may kindly
be extended to the Excise officials
whose Substantive pay is not less
than Rs 10 per months

I have the honor to be
Sir
Your most obedient servant

R. Gopalacharlu
for Excise Commissioner
Govt in Mysore

5

No. 4/6/1812 dy 12-4-04.

Notification

SECTION Education
FILE No. 84 of 03-04
No. 2

The Govt of H H the Maharaja of Mysore are pleased to direct that Rs 10/- be substituted for Rs 15/- in Exception (2) to the Rule 8 of the Rules of the Mysore Local Service and Pleaders' Examinations published in Govt Notifn No 6 788, of the 11th Aug 1903

The Exception as thus modified will read as follows —

(2) "Clerks Accountants and "members of the Executive staff employed in the Excise Department whose substantive pay is not "less than Rs 10/- per mensem will be allowed appear for the Excise Exam

By Order

for Offg Secretary

To
The Superintendent Mysore Gazette

6 D

By

Mysore Govt Gen & Rev Secretariat
Exercise Branch

File No (if any) and it date—

C/3 F. 369-72

SECTION Education
FILE NO 3464/83-84

31/3/84

Office Draft

Progs of the Govt of H H the Maharaja of Mysore

Read Letter No 6966/278, 8/3/84 from the Excise Commissioner in Mysore requesting that clause 2 of the Exceptions to para 8 of the Mysore Local Service Examination Rules, published in Notifn 788 of 11th August 1903 may be extended to Officers of the Excise Department drawing salaries of Rs 60 and above per mensem

Order: No G 5207-17 dt 14/4/84
G.O. No 369-72

The accompanying Notification making the necessary alterations in the Exemption rules for the Mysore Local Service Examination is forwarded to the Compiler, Mysore Gazette, for publication

6/4/84

Offg Secy to Govt
Genl & Exm Depts

30/3/84

To The Excise Commissioner in Mysore
The Comptroller to the Govt of Mysore
The Deputy Commissioners of Districts
The Compiler Mysore Gazette -